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APPLICATION NO. FILING DATE FIRST NAMED INVENTOR ATTORNEY DOCKET NO. 09/315,796 05/20/99 DAVIS В WILL-2501 **EXAMINER** MMC2/0606 ROBERT HARDY FALK FUNK, S FALK & FISH **ART UNIT** PAPER NUMBER p. o. box 794948 DALLAS TX 75397 2854 DATE MAILED: 06/06/00

Please find below and/or attached an Office communication concerning this application or proceeding.

**Commissioner of Patents and Trademarks** 

Serial No. 09/315,796 Art Unit 2854

The amendment filed 4/7/00 is informal/nonresponsive because the proposed amendments to claims 44 - 46, 49, 53, 55, 57, 58, 60, 62, 63, 65, 72, 78, 82, and 85 - 87 do not comply with 37 C.F.R. § 1.121(e), which sets forth the manner of amending claims in reissue applications. A supplemental paper correctly amending the claims is required within a time limit of one month from the date of this letter or within the time remaining in the response period of the last Office action, whichever is longer. NO EXTENSION OF THIS TIME LIMIT MAY BE GRANTED UNDER 37 C.F.R. § 1.136(a) OR (b).

While there is concurrent litigation related to this reissue application, action in this reissue application will NOT be stayed because of applicant's request that the application be examined at this time. Due to the related litigation status of this reissue application, extensions of time under the provisions of 37 C.F.R. § 1.136(a) will not be permitted.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Stephen Funk whose telephone number is (703) 308-0982. The examiner can normally be reached on Monday - Thursday from 7:30 am to 6:00 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, John Hilten, can be reached at (703) 308-0719. The fax number for incoming official papers is (703) 308-7722, 7724. The fax number for informal papers in Art Unit 2854 is (703) 308-5841.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 308-0956.

Stephen Funk June 1, 2000

> STEPHEN R. FUNK PRIMARY EXAMINER